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CTIA

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Michael F. Altschul
Vice President,
General Counsel

March 15, 1994

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Room 222
1919 M Street, N.W.
Washington, D.C. 20554

Re: *Ex Parte* Presentation
GEN Docket No. 93-252
Regulatory Treatment of Mobile Services

Dear Mr. Caton:

On Tuesday, March 15, Randall S. Coleman, Vice President for Regulatory Policy and Law, and Michael F. Altschul, Vice President and General Counsel, of the Cellular Telecommunications Industry Association, met with Mr. Gregory J. Vogt, Chief, Tariff Division, Ms. Barbara S. Esbin, Assistant Chief, Tariff Division, Ms. Judith Argentieri, Attorney, Tariff Division, and Ms. Nancy Boocker, Attorney, Mobile Services Division, to discuss the further proceedings relating to mobile services regulation described in paragraph 285 of the Commission's Second Report and Order in the above-captioned proceeding. The attached presentation sets forth the substance of the views expressed in connection with these matters.

Pursuant to section 1.1206(a)(1) of the Commission's rules, an original and one copy of this filing are being filed with your office.

If there are any questions concerning this submission, please contact me at (202) 785-0081.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Michael Altschul'.

Michael Altschul

Enclosure

cc: Mr. Gregory J. Vogt
Ms. Barbara S. Esbin
Ms. Judith Argentieri
Ms. Nancy Boocker

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CTIA's Position on CMRS Further Rulemakings



CMRS Interconnection

A further rulemaking to determine the obligations of cellular and CMRS networks to interconnect with the PSTN and other CMRS providers and private carriers. CTIA's position is that all networks should be interconnected, but absent market power, no carrier should be obligated to provide unbundled interconnection.

Equal Access

A further rulemaking to determine the equal access (and presubscription) obligations of cellular and CMRS providers. CTIA's position is that all cellular (and CMRS) carriers should have the same equal access obligations; but that absent market power, no carrier should be obligated to provide equal access.

Technical Rules

A further rulemaking to determine transitional rules for private carriers, and whether any of the FCC's technical rules for mobile services need to be revised to reflect new technologies and the new regulatory structure. Since there is no single "vision" for CMRS and PCS, technical rules should enhance all carriers' flexibility to deploy new services and technologies.

Also included within this rulemaking may be the remaining portions of the FCC's Part 22 rewrite; CTIA continues to support its existing positions in that docket, which seek to streamline the reporting obligations imposed on Part 22 licenses.

LEC Interconnection Tariffs

A further rulemaking to determine whether LECs should be required to file tariffs on the terms and conditions they provide service to cellular and CMRS providers. CTIA's position is to affirm the LEC's existing interconnection obligations; should the FCC adopt a rule mandating interconnection tariffs, any contribution to universal service included in a carrier's interconnection charges must be competitively neutral.

Reporting Requirements on Cellular and CMRS

A further rulemaking to determine whether to impose reporting requirements on cellular and other CMRS providers to permit the FCC to comply with its statutory obligation to monitor the competitive performance of the CMRS market. As noted above, CTIA's position is that all providers of functionally equivalent services should be subject to the same regulatory obligations, in this case, reporting obligations. Market entry behavior, not price levels or carriers' financial results, best demonstrate the performance of the CMRS market.

Subclasses of CMRS and Further Forbearance

A further rulemaking to determine whether there are subclasses of CMRS providers, such as small SMR and paging companies, where further forbearance is appropriate. CTIA's position is that all providers of functionally equivalent services should be subject to the same regulatory obligations.

Cellular Dispatch Service

A further rulemaking to determine if the rules for cellular carriers should be changed to permit cellular carriers to provide "traditional" dispatch service. Consistent with the fundamental concepts of regulatory parity, CTIA's position is that all CMRS carriers, including cellular, should be permitted to provide "traditional" dispatch service.